

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

JOSHUA SHUMAN, a minor, by )  
and through his Mother and ) Civil Action  
Natural Guardian, )  
TERESA SHERTZER; and ) No. 02-CV-03594  
TERESA SHERTZER, Individually, )  
Plaintiffs, )  
vs. )  
PENN MANOR SCHOOL DISTRICT; )  
PENN MANOR SCHOOL BOARD; )  
DONALD STEWART, Individually; )  
JANICE M. MINDISH, Individually; )  
BRIAN D. BADDICK, Individually; )  
PHILIP B. GALE, Individually; and )  
CAROLE FAY, Individually, )  
Defendants. )

O R D E R

NOW, this 17<sup>th</sup> day of May 2004, upon consideration of Defendants, Penn Manor School District, Penn Manor School Board, Gary B. Campbell, Donald Stewart, Janice M. Mindish, Brian D. Baddick, Philip Gale, and Carole Fay's Motion for Summary Judgment, which motion was filed December 15, 2003; Plaintiffs' Response to Defendants' Motion for Summary Judgment, which response was filed January 9, 2004; and Defendants, Penn Manor School District, Penn Manor School Board, Gary B. Campbell, Donald Stewart, Janice M. Mindish, Brian D. Baddick, Philip Gale, and Carole Fay's Reply Brief in Support of Their Motion for Summary Judgment, which reply brief was filed January 22, 2004; and for the reasons expressed in the accompanying Opinion,

IT IS ORDERED that defendants' motion is granted.

IT IS FURTHER ORDERED that judgment is entered in defendants' favor on Counts II, IV, V, VI, VII, VIII, IX, X and XI of plaintiffs' Complaint, the only remaining counts of the Complaint.

BY THE COURT:

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James Knoll Gardner  
United States District Judge